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Michael H. Baniak
Name of Applicant, Assignee, or Registered Representative

[Signature]
Signature

September 12, 2003
Date of Signature

PATENT
Case No. 2100/23

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Scott D. SLOMIANY, et al.

Serial No. 09/993,359
Filed: November 19, 2001

Title: BUNCO GAMING DEVICE,
METHOD AND BONUS GAME

Examiner: Coburn, Corbett B.

Group Art Unit: 3714

ELECTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

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OFFICE OF PETITIONS

Dear Sir:

This is responsive to the Examiner's Office Action of August 14, 2003 in which an election requirement was required. Applicants make the following election requirement, with traverse, for the reasons hereafter stated.

Applicants hereby make election to Invention Group XIV, which includes Claims 109-115 and Group XII, which includes claims 90-102, 104-108. If the Examiner maintains the original restriction requirement, Invention Group XIV is elected for continued prosecution.

Claims 109-115 are indicated by the Examiner to be drawn to a "Dice Game". Claims 90-102, 104-108 are also drawn to a "Dice Game". Both Invention Groups XII and XIV are classified in class 463, subclass 17 and would not require a different field of search. Further, we are dealing with the particulars of a combination and a subcombination. Therefore, Applicants hereby traverse the separate classification of these two Groups in view of this logical relationship and request that Invention Group XII and Invention Group XIV be combined for examination.

Applicants also do not necessarily concur in the way that the Examiner has grouped the Claims. Applicant's acquiescence in this restriction requirement is not to be taken as any admission of the merit of or accuracy of the positions taken by the Examiner in this non-substantive Office Action.

Respectfully submitted,

September 12, 2003

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